

DECLARATORY RESCINDITION NO.
775-1947

For the condemnation of a
right-of-way for sewer, pole line
and conduit purposes over, through
and under portions of Lots Numbers
eight (8) through eighteen (18)
Riverview Addition; also Lot num-
ber nineteen (19) Riverview Add.
and the space north of Lot number
nineteen (19) Riverview Addition
and north of Kinnaird Avenue; also
Lots numbered one hundred one (101)
to (106) inclusive, all in River-
side Terrace Add.; also a part of
Lot number three (3) Hohnhausen Sr

APPROVED-ADOPTED: Apr. 24, 1947,
7:30 P.M.

NOT PROP. OWNERS: Apr. 26-May 3, 1947

HEARING: Thurs. May 23, 1947, 7:30
P.M.

*all action rescinded
May 22-1947*

DECLARATORY RESOLUTION NO. 775 - 1947

For the condemnation of a right-of-way for sewer, pole line and conduit purposes over, through and under portions of Lots numbered eight (8) through eighteen (18) Riverview Addition; also Lot number nineteen (19) Riverview Addition and the space north of Lot number nineteen (19) Riverview Addition and north of Kinnaird Avenue; also Lots numbered one hundred one (101) to one hundred six (106) inclusive, all in Riverside Terrace Addition; also a part of Lot number three (3) Hohnhausen Subdivision.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to condemn a right-of-way for sewer, conduit and pole line purposes over, through and under portions of Lots numbered eight (8) to and inclusive of eighteen (18) Riverview Addition; also lot number nineteen (19) Riverview Addition and the space north of Lot number nineteen (19) Riverview Addition and north of Kinnaird Avenue; also Lots numbered one hundred one (101) to and inclusive of one hundred six (106) in Riverside Terrace Addition; and also part of Lot number three (3) Hohnhausen Subdivision.

The condemnation of the right-of-way to be made by condemning and appropriating for sewer, conduit and pole line purposes the following described property, to-wit: the north six (6) feet of Lot number nineteen (19) Riverview Addition; the south six (6) feet of space lying north of and adjacent to Lot number nineteen (19) in Riverview Addition to the City of Fort Wayne and north of Kinnaird Avenue; the west six (6) feet of Lots numbered eight (8) to and inclusive of eighteen (18) all in Riverview Addition to the City of Fort Wayne; also a strip of land described as follows, to-wit: beginning at the northeast corner of lot number three (3) Hohnhausen Subdivision, thence west along the south property line of Kinnaird Avenue a distance of sixteen (16) feet, thence south and parallel to the east property line of Lot number three (3) Hohnhausen Subdivision a distance of one hundred sixty (160) feet, thence southeasterly to a point six (6) feet west of the southwest corner of Lot number fourteen (14) Riverview Addition to the City of Fort Wayne, thence a distance of six (6) feet to the southwest corner of Lot number fourteen (14) in Riverview Addition, thence north along the east line of Lot number three (3) Hohnhausen Subdivision to the point of beginning; also the east six (6) feet of Lots numbered one hundred one (101) to and inclusive of one hundred six (106) in Riverside Terrace Addition to the City of Fort Wayne, Indiana.

All as shown by a plan of such proposed condemnation of said right-of-way now on file in the office of the Department of Public Works of said City.

The property which may be injuriously or beneficially affected by the proposed condemnation of said right-of-way as above described, is described as Lots numbered eight (8), nine (9), ten (10), eleven (11), twelve (12), thirteen (13), fourteen (14), fifteen (15), sixteen (16), seventeen (17) and eighteen (18) in Riverview Addition; also Lot number nineteen (19) Riverview Addition and the space north of said lot number nineteen (19) Riverview Addition and north of Kinnaird Avenue; also Lots numbered one hundred one (101), one hundred two (102), one hundred three (103), one hundred four (104), one hundred five (105) and one hundred six (106) in Riverside Terrace Addition; also Lot number three (3) in Hohnhausen Subdivision.

ALL ACTION RESCINDED

May 22, 1947

All according to the method and manner provide^d for in an Act of the General Assembly of the State of Indiana, entitled, " An Act Concerning Municipal Corporations", approved March 6, 1905, and the provisions of all Acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal annual installments with interest at the rate of five (5) percent per annum. Under no circumstances shall the City of Fort Wayne, Indiana, be or be held responsible for any sum or sum~~s~~ due from said property owner or owners for said condemnation of property of for the payment of any bonds or bond, certificate of certificates issued in payment for such property damages except for such moneys as shall have been actually paid to the City for assessments for property damages or such moneys as said City is by above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor shall be as provided for in said above entitled act, and all the amendments thereto and supplements thereof.

All of said lots and lands affected the above described right-of-way condemnation are situated in the Northeast Quarter (NE $\frac{1}{4}$) of Section Fifteen (15), Township Thirty (30) North, Range Twelve (12) East and lying within the corporate limits of the City of Fort Wayne, Allen County, Indiana.

Adopted this 24 th day of April, 1947.

ATTEST:

Allen W. Hunt
SECRETARY

Robert G. Beams
BOARD OF PUBLIC WORKS

ALL ACTION RESCINDED

May 22, 1947

SPACE N.E. 1/4 SECT. 30 N 12 E

KINNARD

AVE

HOHNHAUSEN
- SUB.

Lot 3.

PACKARD AVE

35

36

RIVERSIDE TERRACE

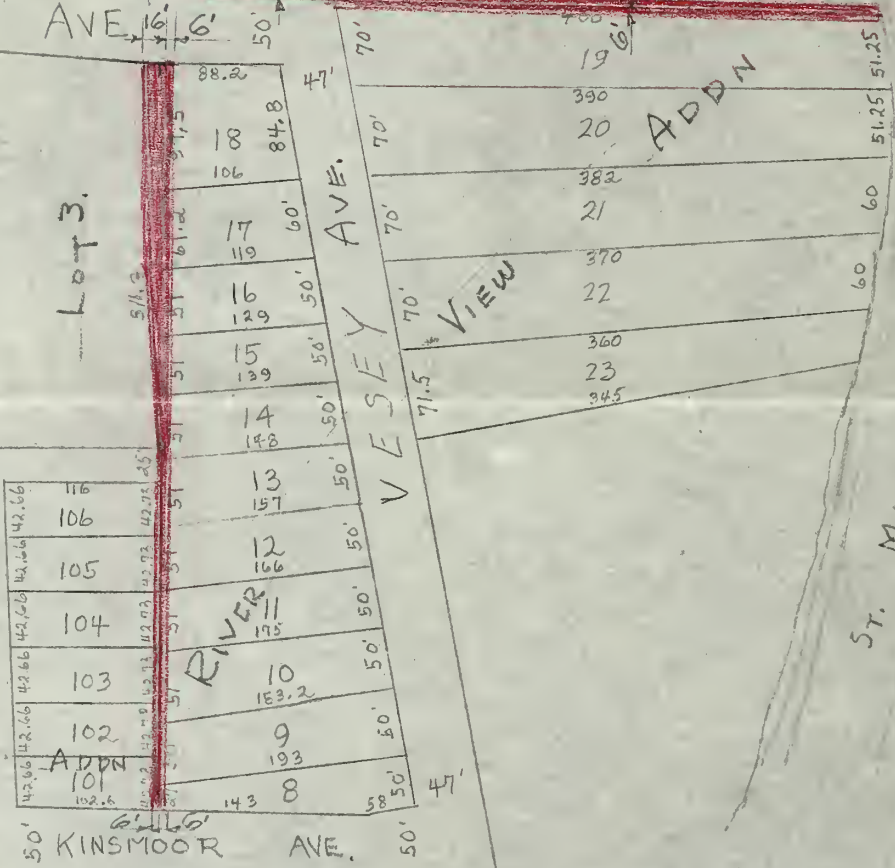
AVE

OZARK

KINSMOOR AVE.

VESEY AVE.

ST. MARY'S RIVER



For the condemnation of a right-of-way for sewer, pole line, and conduit purposes over through and under portions of Lots numbered eight (8) through eighteen, (18) Riverview Addition, also Lot number nineteen (19) Riverview Addition, and the space north of Lot number nineteen (19) Riverview Addition, and also north of Kinnard Avenue, also Lots numbered one hundred one (101) to one hundred six (106), inclusive, all in Riverside Terrace Addition also part of Lot number three (3) Hohnhausen Subdivision, ~~said property shall be~~

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana that it is desired and deemed necessary to condemn a right-of-way for sewer, conduit, and pole lines purposes over through, and under portions of Lots numbered eight (8) to and inclusive of eighteen (18) Riverview Addition, also lot number nineteen (19) Riverview Addition, and the space north of Lot number nineteen (19) Riverview Addition and also north of Kinnard Avenue. Also Lots numbered one hundred one to and inclusive of one hundred six (106) in Riverside Terrace Addition, and also part of Lot number three (3) Hohnhausen Subdivision.

17 The condemnation of the right-of-way to be made by condemning and appropriating for sewer, conduit, and pole line purposes the ~~above described property.~~ *to wit:*

All as shown by a plan of such proposed condemnation of said right-of-way now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana.

~~The property which may be injuriously or beneficially affected by the proposed condemnation of said right of way as above described, is described as follows, to-wit:~~ the north six (6) feet of Lot number nineteen (19) Riverview Addition, the south six (6) feet of space lying north of and adjacent to Lot number nineteen (19) in Riverview Addition to the City of Fort Wayne, and also north of Kinnard Avenue; the west six (6) feet of Lots numbered eight (8) to and inclusive of eighteen (18) all in Riverview Addition to the City of Fort Wayne, Indiana, also a strip of land described as follows, to-wit, beginning at the northeast corner of Lot number three (3) Hohnhausen Subdivision: thence west along the south property line of Kinnard Avenue, a distance of sixteen (16) feet; thence south and parallel to the east property line of Lot number three (3) Hohnhausen Subdivision a distance of one hundred sixty (160) feet; ~~thence southeasterly~~ to a point six (6) feet west of the southwest corner of Lot number fourteen (14) Riverview Addition to the City of Fort Wayne, Indiana; thence east a distance of six (6) feet to the southwest corner of Lot number fourteen (14) in Riverview Addition, thence north along the east line of Lot number three (3) Hohnhausen Subdivision to the point of beginning, also the east six feet (6) of Lots numbered one hundred one (101) to and inclusive of one hundred six (106) in Riverside Terrace Addition to the city of Fort Wayne, Indiana.

H I All according to the method and manner provided for in an Act of the general Assembly of the State of Indiana, entitled, "An Act Concerning Municipal Corporations" approved March 6, 1905, and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5%) per centum per annum. Under no circumstances shall the City of Fort Wayne, Indiana be or be held responsible for any sum or sums due from said property owner or owners for said condemnation of property or for the payment of any bonds or bond, certificate or certificates issued in payment for such property damage except for such moneys as shall have been actually paid to the City for assessments for such property damages or such moneys as said City is by above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor shall be as provided for in said above entitled act, and all amendments thereto and supplemental thereof.

DECLARATORY RESOLUTION No. 775 - 1947

All of said lots and lands affected by the attached described right of way being situated in the Northeast Quarter (NE $\frac{1}{4}$) of Section Fifteen (15) Township Thirty (30) North, Range Twelve (12) East, and lying within the corporate limits of the City of Fort Wayne, Allen County Indiana.

Adopted this _____ day of _____ 1947

Attest: _____
Secretary

Board of Public Works



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